



Defence (RAAF Base Learmonth Defence Aviation Area) Declaration 2018

I, Darren Chester, Minister for Defence Personnel, make the following declaration.

Dated 16 March 2018

Darren Chester
Minister for Defence Personnel

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1 Name

This instrument is the *Defence (RAAF Base Learmonth Defence Aviation Area) Declaration 2018*.

2 Commencement

This instrument commences at the same time as the *Defence Legislation Amendment (Instrument Making) Act 2017*, Schedule 1, Part 2.

3 Authority

This instrument is made under subsection 117AC(1) of the Act.

4 Definitions

Note: A number of expressions used in this instrument are defined in section 4 of the Act, including the following:

- (a) defence aviation area.

In this instrument:

Act means the *Defence Act 1903*.

5 Declaration of RAAF Base Learmonth Defence Aviation Area

- (1) For the purposes of subsection 117AC(1) of the Act, the RAAF Base Learmonth Defence Aviation Area is declared to be a defence aviation area.
- (2) The ***RAAF Base Learmonth Defence Aviation Area*** is the areas of land in the vicinity of RAAF Base Learmonth in Western Australia that are depicted on the map (the **map**) set out in Schedule 1 to this instrument.
- (3) To avoid doubt, areas depicted by white space on the map set out in Schedule 1 are not included in the RAAF Base Learmonth Defence Aviation Area.

6 Specification of height restrictions that apply within the area

- (1) For the purposes of subsection 117AC(3), height restrictions apply in relation to buildings, structures and objects (including trees and other natural obstacles) within the RAAF Base Learmonth Defence Aviation Area.
- (2) The height restrictions described in the legend to the map set out in Schedule 1 apply in the corresponding area depicted on the map.

Schedule 1—Map

See sections 5 and 6

